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DOCKET NO. 49553

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NON-STANDARD TRUE-UP FILING OF AEP TEXAS, INC. IN ACCORDANCE WITH THE FINANCING ORDER IN DOCKET NO. 32475	<i>\$</i>	PUBLIC UTILITY COMMISSION OF TEXAS
NO. 32475	§	

ORDER

This Order addresses AEP Texas, Inc.'s application for a non-standard true-up filed in accordance with the financing order in Docket No. 32475. The Commission approves AEP Texas's rider 6.1.1.2.2.1, Initial/Adjusted Transition Charge-2 Rates-Rider TC-2.

I. Findings of Fact

The Commission makes the following findings of fact.

Applicant

- 1. AEP Texas is a foreign limited liability corporation and is registered with the Texas secretary of state under file number 802611352.
- 2. AEP Texas owns and operates transmission facilities within the Electric Reliability Council of Texas (ERCOT) region under CCN number 30028.
- 3. Effective December 31, 2016, AEP Texas Central Company (TCC) and AEP Texas North Company (TNC) were merged into their parent company, now called AEP Texas. The merger was approved by the Commission in Docket No. 46050.² The Commission ordered AEP Texas to "maintain separate TCC and TNC divisions, which will continue to charge separate rates and riders, and maintain separate tariffs, unless and until such time as the Commission may consider and approve consolidated rates and tariffs." Consistent with the Commission's order, AEP Texas is maintaining two divisions within AEP Texas: AEP



¹ Application of AEP Texas Central Company for a Financing Order, Docket No. 32475, Financing Order (Jun. 21, 2006).

² Application of AEP Texas Central Company, AEP Texas North Company, and AEP Utilities, Inc. for Approval of Merger, Docket No. 46050, Final Order at Ordering Paragraph No. 2 (Dec. 12, 2016).

³ Id.

Texas — Central Division (formerly TCC) and AEP Texas — North Division (formerly TNC). Therefore, this proceeding only impacts the central division of AEP Texas.

Application

- 4. On June 21, 2006, the Commission approved a financing order in Docket No. 32475, which authorized AEP TCC to issue transition bonds in an amount not to exceed \$1,696,620,385 and to recover costs associated with such bonds.
- 5. AEP TCC issued transition bonds and began billing transition charges on October 12, 2006.
- 6. The non-standard true-up procedure addressed in findings of fact 95 through 97 of the financing order in Docket No. 32475 allows for adjustment of Schedule TC-2 and Rider TC-2 if the forecasted billing determinants for any one of the classes for an upcoming period decrease by more than 10% compared to the threshold billing determinants established for the annual period ending August 31, 2005.
- 7. On May 23, 2019, AEP Texas filed its petition to initiate a non-standard true-up proceeding.
- 8. The forecasted billing determinants for the year 14 billing period (September 2019 through August 2020) for the Commercial and Small Industrial Energy class are projected to be 1,963,854,692 kilowatt hours (kWh), which is more than 10% below the billing determinants for that class for the year ending August 31, 2005 of 2,641,657,543 kWh.
- 9. The forecasted billing determinants for the Municipal and Cotton Gin class are projected to be 438,253,777 kWh, which is more than 10% below the billing determinants of 448,761,975 kWh in the financing order in Docket No. 32475.
- 10. AEP Texas filed the application at least 90 days before the proposed effective date of August 28, 2019.
- 11. The financing order in Docket No. 32475 requires the servicer to take the following action in conducting a non-standard true-up:
 - (a) allocate the upcoming period's periodic billing requirement based on the periodic billing regulatory allocation factors (PBRAFs) approved in the financing order;

- (b) calculate undercollections or overcollections, including without limitation any caused by REP defaults, from the preceding period in each class by subtracting the previous period's transition charge revenues collected from each class from the periodic billing requirement determined for that class for the same period;
- (c) sum the amounts allocated to each customer class in steps (a) and (b) to determine an adjusted periodic billing requirement for each transition charge customer class;
- (d) divide the periodic billing requirement for each customer class by the maximum of the forecasted billing units or the threshold billing units for that class, to determine the threshold rate;
- (e) multiply the threshold rate by the forecasted billing units for each class to determine the expected collections under the threshold rate;
- (f) allocate the difference in the adjusted periodic billing requirement and the expected collections in step (e) among the transition charge customer classes using the PBRAFs approved in the financing order;
- (g) add the amount allocated to each class in step (f) above to the expected collection amount by class calculated in step (e) above to determine the final periodic billing requirement for each class; and
- (h) divide the final periodic billing requirement for each class by the forecasted billing units to determine the transition charge rate by class for the upcoming period.
- 12. Rider TC-2 properly reflects the charges resulting from the application of the eight-step process.
- 13. AEP Texas has complied with the eight-step procedure described in finding of fact no. 96 of the financing order.

Notice

14. On May 23, 2019, AEP Texas served notice of the application by regular first-class mail to Commission Staff, Office of Public Utility Counsel, and all parties of record in Docket No. 32475.

- 15. On June 14, 2019, AEP Texas served notice of the application by regular first-class mail to all retail electric providers in AEP Texas's service area, and to municipalities and cooperatives who serve customers in areas of dual certification with AEP Texas.
- 16. In Order No. 2 issued June 14, 2019, the administrative law judge (ALJ) found the proposed notice sufficient.
- 17. On June 19, 2019, AEP Texas filed the affidavit of Steven Beaty, regulatory consultant, attesting that notice was provided.

Evidence

- 18. On July 11, 2019, Commission Staff and AEP Texas filed a motion to admit evidence.
- 19. In Order No. 3 issued on July 24, 2019, the ALJ admitted the following evidence into the record: (a) AEP Texas's application and all attachments filed May 23, 2019; (b) Commission Staff's recommendation filed June 13, 2019; and (c) AEP Texas's proof of notice filed June 21, 2019.

Informal Disposition

- 20. More than 15 days have passed since the completion of notice provided in this docket.
- 21. No person filed a protest or motion to intervene.
- 22. AEP Texas and Commission Staff are the only parties to this proceeding.
- 23. No party requested a hearing and no hearing is needed.
- 24. Commission Staff recommended approval of the application.
- 25. This decision is not adverse to any party.

II. Conclusions of Law

The Commission makes the following conclusions of law.

1. AEP Texas is an electric utility and a transmission and distribution utility as defined in PURA § 31.002.⁴

⁴ Public Utility Regulatory Act, Tex. Util. Code §§ 11.001-66.016.

- 2. The Commission has jurisdiction over this matter under PURA §§ 14.001, 39.003, 39.301 through 39.313 and the financing order in Docket No. 32475.
- 3. The Commission processed the application in accordance with applicable statutes and Commission rules.
- 4. AEP Texas provided adequate notice of this proceeding in accordance with 16 Texas Administrative Code (TAC) § 22.55.
- 5. The calculation of Rider TC-2 complies with the requirements of the financing order in Docket No. 32475.
- 6. The requirements for informal disposition in 16 TAC § 22.35 have been met in this proceeding.

III. Ordering Paragraphs

In accordance with these findings of fact and conclusions of law, the Commission issues the following orders.

- 1. The Commission approves the application.
- 2. The Commission approves 6.1.1.2.2.1 Initial/Adjusted Transition Charge-2 Rates-Rider TC-2 (Attachment A to this Order) beginning with bills rendered on or after August 28, 2019.
- 3. Within ten days of this Order, AEP Texas must file a clean record copy of 6.1.1.2.2.1, Initial/Adjusted Transition Charge-2 Rates-Rider TC-2 for central records to stamp *Approved* and retain for future reference.
- 4. The Commission denies all other motions, requests for entry of specific findings of fact and conclusions of law, and any other requests for general or specific relief, if not expressly granted.

Signed at Austin, Texas the 3th

day of Sylnile 2019.

PUBLIC UTILITY COMMISSION OF TEXAS

DEANN T. WALKER, CHAIRMAN

ARTHUR C. D'ANDREA, COMMISSIONER

SHELLY BOTKIN, COMMISSIONER

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